

**RESPONSE UNDER 37 C.F.R. § 1.116
EXPEDITED PROCEDURE
ART UNIT 1618**

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Edward J. Kaplan

Serial No.: 10/665,793

Art Unit: 1618

Filed: September 19, 2003

Examiner: Jagadishwar Rao Samala

For: *FLEXIBLE AND/OR ELASTIC BRACHYTHERAPY SEED OR STRAND*

Mail Stop A-F
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

AMENDMENT AND RESPONSE TO OFFICE ACTION

Sir:

Responsive to the Office Action mailed on September 30, 2008, the interview with Examiners Samala and Vu on December 11, 2008, the Advisory Action mailed on February 17, 2009, and the telephone call with Examiner Vu on February 19, 2009, please amend the application as follows. Submitted with this response is a Petition for a Two Month Extension of Time, up to and including February 28, 2009, and a Request for Continued Examination (RCE).

The Commissioner is hereby authorized to charge \$650.00, the fee for a small entity for filing a two month extension of time and an RCE to Deposit Account No. 50-3129. It is believed that no additional fee is required with this submission. However,

should a fee be required, the Commissioner is hereby authorized to charge the fee to
Deposit Account No. 503129.